

Introduced by Senator Morrow

January 23, 2006

An act to add Section 19816.13 to the Government Code, relating to state employees.

LEGISLATIVE COUNSEL'S DIGEST

SB 1194, as introduced, Morrow. State employees: hiring practices: immigration status.

The federal Basic Pilot Program, administered by the United States Department of Homeland Security, allows employers to access government databases to verify that the employees they hire are authorized to work in the United States.

The Department of Personnel Administration is required to administer the nonmerit aspects of the state's personnel system.

This bill would require the Department of Personnel Administration to verify every state employee's legal status or authorization to work in the United States prior to the hiring of that employee in accordance with the Basic Pilot Program, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 19816.13 is added to the Government
- 2 Code, to read:
- 3 19816.13. (a) The department shall verify every state
- 4 employee's legal status or authorization to work in the United
- 5 States prior to the hiring of that employee in accordance with the
- 6 Basic Pilot Program.
- 7 (b) As used in this section:

1 (1) “Basic Pilot Program” means the electronic verification of
2 work authorization program of the federal Illegal Immigration
3 Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. Sec.
4 1101 et seq.) that is operated by the United States Department of
5 Homeland Security.

6 (2) “Employee” means any person applying for work or service
7 of any kind or character for hire with the state, as described in
8 subdivision (d) of Section 19815, except a person under contract
9 or subcontract.

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